

House Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 117

HOUSE BILL 2024

AN ACT

CHANGING THE DESIGNATION OF TITLE 41, CHAPTER 39, ARIZONA REVISED STATUTES, TO "INFORMATION OBTAINED OR DISSEMINATED BY STATE AND LOCAL GOVERNMENTS"; CHANGING THE DESIGNATION OF TITLE 41, CHAPTER 39, ARTICLE 1, ARIZONA REVISED STATUTES, TO "ACCESS TO STATE AGENCY WEB SITE RECORDS AND PRIVACY"; AMENDING SECTION 41-4151, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 39, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 2; RELATING TO GOVERNMENT ANTI-IDENTIFICATION PROCEDURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Heading changes

3 A. The chapter heading of title 41, chapter 39, Arizona Revised
4 Statutes, is changed from "ACCESS TO STATE AGENCY WEB SITE RECORDS AND
5 PRIVACY" to "INFORMATION OBTAINED OR DISSEMINATED BY STATE AND LOCAL
6 GOVERNMENTS".

7 B. The article heading of title 41, chapter 39, article 1, Arizona
8 Revised Statutes, is changed from "GENERAL PROVISIONS" to "ACCESS TO STATE
9 AGENCY WEB SITE RECORDS AND PRIVACY".

10 Sec. 2. Section 41-4151, Arizona Revised Statutes, is amended to read:

11 41-4151. Definitions

12 In this ~~chapter~~ ARTICLE, unless the context otherwise requires:

13 1. "Agency":

14 (a) Means any board, commission, department or other administrative
15 unit of this state established by the Constitution of Arizona or by enactment
16 of the legislature.

17 (b) Includes the legislature, the courts and the governor.

18 (c) Does not include the state compensation fund.

19 2. "Agency web site" means an agency owned, operated or funded web
20 site connected to the internet and includes web sites accessed through the
21 "Arizona@yourservice" portal.

22 3. "Privacy policy statement" means a description of an agency's
23 information practices.

24 Sec. 3. Title 41, chapter 39, Arizona Revised Statutes, is amended by
25 adding article 2, to read:

26 ARTICLE 2. GOVERNMENT ANTI-IDENTIFICATION PROCEDURES

27 41-4171. Definitions

28 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

29 1. "ENTITY IDENTIFYING INFORMATION" HAS THE SAME MEANING PRESCRIBED IN
30 SECTION 13-2001.

31 2. "GOVERNMENTAL AGENCY" MEANS:

32 (a) ANY BOARD, COMMISSION, DEPARTMENT OR OTHER ADMINISTRATIVE UNIT OF
33 THIS STATE ESTABLISHED BY THE CONSTITUTION OF ARIZONA OR BY ENACTMENT OF THE
34 LEGISLATURE AND INCLUDES THE LEGISLATURE, THE COURTS AND THE GOVERNOR.

35 (b) ANY COUNTY AND ANY BOARD, COMMISSION, DEPARTMENT OR OTHER
36 ADMINISTRATIVE UNIT OF THE COUNTY.

37 (c) ANY CITY OR TOWN AND ANY BOARD, COMMISSION, DEPARTMENT OR OTHER
38 ADMINISTRATIVE UNIT OF THE CITY OR TOWN.

39 (d) ANY OTHER POLITICAL SUBDIVISION OF THIS STATE.

40 3. "PERSONAL IDENTIFYING INFORMATION" HAS THE SAME MEANING PRESCRIBED
41 IN SECTION 13-2001.

1 41-4172. Anti-identification procedures

2 A GOVERNMENTAL AGENCY SHALL DEVELOP AND ESTABLISH COMMERCIALY
3 REASONABLE PROCEDURES TO ENSURE THAT ENTITY IDENTIFYING INFORMATION OR
4 PERSONAL IDENTIFYING INFORMATION THAT IS COLLECTED OR OBTAINED BY THE
5 GOVERNMENTAL AGENCY IS SECURE AND CANNOT BE ACCESSED, VIEWED OR ACQUIRED
6 UNLESS AUTHORIZED BY LAW. NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO
7 RESTRICT, DIMINISH OR OTHERWISE AFFECT THE PROVISIONS OF TITLE 39.

APPROVED BY THE GOVERNOR APRIL 17, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2006.